

## Message Text

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ORIGIN SNM-05

INFO OCT-01 ARA-10 ISO-00 DEAE-00 CIAE-00 INR-10 IO-13  
JUSE-00 NSAE-00 CTME-00 TRSE-00 OES-09 OMB-01  
INRE-00 NSCE-00 ICAE-00 L-03 H-01 SS-15 AID-05  
PA-01 HEW-04 AGRE-00 EPA-01 HA-05 SSO-00 /084 R

DRAFTED BY S/NM:LMARTEN:PP  
APPROVED BY S/NM:MFALCO  
ARA/MEX:KMCKUNE (PHONE)  
S/NM:HCOBURN

-----100572 242258Z /14

O 242156Z AUG 78  
FM SECSTATE WASHDC  
TO AMEMBASSY MEXICO IMMEDIATE

C O N F I D E N T I A L STATE 215955

E.O. 11652: GDS

TAGS: SNAR, MX

SUBJECT: NARCOTICS-PERCY/WOLFF AMENDMENTS

REF: (A) STATE 210590; (B) MEXICO 13716

1. IN RESPONSE TO POINT RAISED IN REF (B), PARA 1  
CONCERNING GOM REACTION TO AMENDMENT AS TRANSMITTED REF  
(A), WE ARE POUCHING EXCERPTS FROM REMARKS MADE BY  
CONGRESSMEN WOLFF AND GILMAN DURING THE HOUSE DEBATE  
ON AUGUST 1, 1978 ON THE SECURITY ASSISTANCE ACT AUTHOR-  
IZATION LEGISLATION WHICH MAY BE OF ASSISTANCE IN EX-  
PLAINING THE RATIONALE OF CONGRESS IN ADOPTING THIS  
PROVISION. THESE STATEMENTS ARE ALSO SUPPORTIVE OF THE  
MEXICAN PROGRAM AND DEMONSTRATE RECOGNITION OF THE  
CONSIDERATIONS OF THE GOM IN TERMS OF MARIJUANA ERADICA-  
TION. THIS ORIGINAL AMENDMENT PROVIDED THAT NO FUNDS MAY  
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BE USED FOR THE SPRAYING OF MARIJUANA WITH PARAQUAT  
UNLESS USED IN CONJUNCTION WITH A MARKING ADDITIVE WHICH  
WOULD RENDER PARAQUAT CONTAMINATED MARIJUANA READILY  
IDENTIFIABLE TO THE USER. IT DID NOT CONTAIN THE DETAILED  
LANGUAGE OF THE PERCY AMENDMENT RE CONSULTATIONS WITH  
OTHER FEDERAL AGENCIES.

2. WE AGREE WITH REF (B) PARA 3 THAT THERE IS INCONSISTENCY IN THE LANGUAGE OF THE AMENDMENT. THE INCONSISTENCY IS DUE, IN PART, TO THE FACT THAT THE PERCY/WOLFF PROVISION IS A COMBINATION OF TWO SEPARATE VERSIONS OF THE AMENDMENT. DEPARTMENT LEGAL COUNSEL WILL REVIEW THE LANGUAGE AND GIVE US THEIR INTERPRETATION ONCE THE AMENDMENT AND REPORT LANGUAGE ARE FILED IN FINAL FORM. HOPEFULLY, THE COMMITTEE REPORT LANGUAGE WILL ALSO PROVIDE GUIDANCE ON THE INTENT OF THE LANGUAGE TO WHICH YOU REFER.

3. THE CONFERENCE COMMITTEE HAS COMPLETED ITS DELIBERATIONS. IT IS, THEREFORE, TOO LATE TO EFFECT THE OUTCOME OF THE CONFERENCE COMMITTEE AS SUGGESTED REF (B) PARA 4 AND 5. AT THE TIME OF THE COMMITTEE'S MEETING, THE EXECUTIVE BRANCH ARGUING THE UNITARY OPERATION AND ADMINISTRATION OF THE PROGRAM BY THE GOM AND THE SUCCESS OF THE OPIUM ERADICATION PROGRAM OPPOSED THE INCLUSION OF ANY AMENDMENTS. HOWEVER, BECAUSE BOTH HOUSE AND SENATE BILLS CONTAINED VERSIONS (ALTHOUGH DIFFERENT) OF THE AMENDMENT, IT WAS INEVITABLE THAT SOME RESTRICTION ON THE USE OF FUNDS WOULD BE MANDATED. FACED WITH THAT

SITUATION, THE EXECUTIVE BRANCH INDICATED THAT, IF FORCED TO CHOOSE BETWEEN THE TWO VERSIONS, IT WOULD PREFER THE HOUSE LANGUAGE. THE FINAL RESULT WAS THE COMBINED  
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PERCY/WOLFF AMENDMENT.

4. AS INDICATED TELCON AUG. 23, FALCO ACCOMPANIED BY COUNSEL PLANS TO VISIT MID-SEPTEMBER TO DISCUSS RAMIFICATIONS OF ABOVE WITH EMB AND GOM. CHRISTOPHER

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## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01 jan 1994  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** NARCOTICS, CROP DESTRUCTION, AMENDMENTS, US CONGRESSIONAL LEGISLATIVE BILLS, HERBICIDES, ADDITIVES  
**Control Number:** n/a  
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**TAGS:** SNAR, MX  
**To:** MEXICO  
**Type:** TE  
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